

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

TRACI GUYNUP : CIVIL ACTION

V. : NO. 2:06-cv-04315-MMB
LANCASTER COUNTY, ET AL. :

SPECIAL VERDICT QUESTIONS

1. Do you find that plaintiff Traci Guynup proved, by a preponderance of the evidence, that she was subjected to excessive force by Officer Cheryl Steberger under the circumstances?

ANSWER: YES _____ NO _____

2. Answer each of the following questions. Mark "Yes" only if you find that the facts about which the question asks have been proven by a preponderance of the evidence

a. Did the plaintiff, Traci Guynup, refuse to speak with the officers before they entered her cell on May 6, 2006?

YES _____

NO _____

Proceed to Question 2B

b. Did the officers give the plaintiff, Traci Guynup instructions about how to conduct herself during the events of May 6, 2006?

YES _____

NO _____

Proceed to Question 2C

c. Did the plaintiff, Traci Guynup, comply with instructions given to her by the officers?

YES _____

NO _____

Proceed to Question 2D

- d. Did the actions of plaintiff, Traci Guynup, pose a threat to her safety or the safety of the corrections officers?

YES _____

NO _____

Proceed to Question 3

3. Do you find that plaintiff proved by a preponderance of the evidence that Sergeant Cheryl Steberger committed an assault upon Traci Guynup, as the Court defined that claim for you?

ANSWER: **YES** _____ **NO** _____

4. Do you find that plaintiff proved by a preponderance of the evidence that defendant Sergeant Cheryl Steberger committed a Battery as the Court defined that claim for you?

ANSWER: **YES** _____ **NO** _____

5. Do you find that Tammy Moyer was deliberately indifferent to plaintiff's serious mental health needs?

ANSWER: YES _____ NO _____

6. Do you find that Carrie McWilliams was deliberately indifferent to plaintiff's serious mental health needs?

ANSWER: YES _____ NO _____

7. Do you find that Jodi Barrone was responsible for subjecting plaintiff to certain conditions of confinement that constituted cruel and unusual punishment?

ANSWER: YES _____ NO _____

8. Do you find that Tammy Moyer was responsible for subjecting plaintiff to certain conditions of confinement that constituted cruel and unusual punishment?

ANSWER: YES _____ NO _____

9. Do you find that Carrie McWilliams was responsible for subjecting plaintiff to certain conditions of confinement that constituted cruel and unusual punishment?

ANSWER: YES _____ NO _____

10. Do you find that Supervisor, Lieutenant Billy had actual knowledge of a Correction's Officers' violation of plaintiff's constitutional rights and nonetheless acquiesced to that action?

ANSWER: YES _____ NO _____

11. Do you find that Supervisor Bodnar had actual knowledge of a Correction's Officer's violation of plaintiff's constitutional rights and nonetheless acquiesced to that action?

ANSWER: YES _____ NO _____

12. Do you find that Robert Siemasko had actual knowledge of a Correction's Officer's violation of plaintiff's constitutional rights and nonetheless acquiesced to that action?

ANSWER: YES _____ NO _____

13. Do you find that Lancaster County Jail intentionally excluded plaintiff from participation in programs or services available at the jail solely due to her mental disability?

ANSWER: YES _____ NO _____

14. Do you find that Jodi Barone intentionally excluded plaintiff from participation in programs or services available at the jail solely due to her mental disability?

ANSWER: YES _____ NO _____

15. Do you find that Tammy Moyer intentionally excluded plaintiff from participation in programs or services available at the jail solely due to her mental disability?

ANSWER: YES _____ NO _____

16. Do you find that Carrie McWilliams intentionally excluded plaintiff from participation in programs or services available at the jail solely due to her mental disability?

ANSWER: YES _____ NO _____

IF YOU ANSWERED ANY OF THE ABOVE QUESTIONS "YES," PROCEED TO QUESTION NUMBER 16. IF YOU ANSWERED EVERY QUESTION "NO," YOUR FOREPERSON SHOULD SIGN THIS VERDICT FORM AND YOU SHOULD RETURN TO THE COURTROOM

COMPENSATORY DAMAGES

17. What amount of compensatory damages do you find will compensate Traci Guy up for harm caused to her by the defendants?
- A. Economic Damages \$ _____
Including Medical Bills
- B. Non-Economic Damages \$ _____

PUNITIVE DAMAGES

18. If you answered YES to Question 17, do you find in accordance with the jury charge of punitive damages that Traci Guyup is entitled to punitive damages from any individual defendant?

ANSWER: YES _____ NO _____

If you answered "yes," to the above question, state the amount of punitive damages you award against the defendants.

\$ _____

JURY FOREPERSON

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CERTIFICATE OF SERVICE

I hereby certify that service of a true and correct copy of the enclosed Verdict Slip was sent to all parties on **November 25, 2008**, by United States first-class mail, postage prepaid.

Jamie Ray, Esquire
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